

THE HONORABLE ROBERT J. BRYAN

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT TACOMA

CAMERON PIERCE and PATRICIA PIERCE,  
husband and wife; KAREN KIRBY, a single  
woman; GREGORY SHERMAN and PAULA  
SHERMAN, husband and wife, MICHAEL  
LEPAGE and GERTRUDE LEPAGE, husband  
and wife; RALPH MARTINELLI; and  
LAWRENCE BROWN,

Plaintiffs,

vs.

NOVASTAR MORTGAGE, INC, a foreign  
corporation,

Defendant.

NO. C05-5835 RJB

DEFENDANT NOVASTAR MORTGAGE,  
INC.'S PROPOSED VOIR DIRE  
QUESTIONS

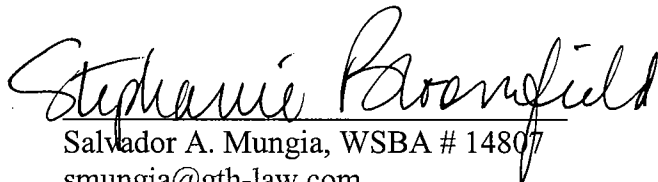
Defendant NovaStar Mortgage, Inc., asks the Court to pose the following questions to  
the prospective jurors in this matter during the Court's general and individual voir dire:

1. Knowledge of Judge, court staff, lawyers, witnesses, etc.
2. Knowledge of the case.
3. Ever been a plaintiff/defendant in a lawsuit?
4. Ever participated in a class action? Ever opted out of a class action?

- 1 5. Have you, any relative or any close friend worked or received training in any  
2 aspect of the banking, mortgage lending, or other types of "loan making"  
3 fields?
- 4 6. Have you, any relative or any close friend worked or received training in any  
5 aspect of the field of business finance?
- 6 7. Have any of you have had experience in obtaining a mortgage?
- 7 8. Have any of you had experience in refinancing of any kind? If so, what was  
8 your experience or experiences in these situations?
- 9 9. Have you ever taken out an ARM, also called an adjustable rate mortgage,  
10 instead of getting a fixed rate long-term mortgage?
- 11 10. Have you ever made a complaint against a mortgage lender or mortgage  
12 broker?
- 13 11. Have you, any relative or any close friend ever used a third party mortgage  
14 broker to make an application to get a mortgage or refinancing loan from a  
15 mortgage company, bank or other financing source of funds? If so, what was  
16 your experience in using a third party mortgage broker?
- 17 12. Have you, any relative or any close friend ever had any difficulty obtaining a  
18 mortgage or refinancing loan of any kind?
- 19 13. Have you, any relative or any close friends, ever taken out a mortgage with a  
20 company known as NovaStar?
- 21 14. Do you have any negative feelings about people who lend money to others  
22 making money off of the interest charged?
- 23 15. Do you have any negative feelings about mortgage lenders, banks, or other  
24 types of lending institutions in general as an industry?
- 25 16. Do you have any negative feelings, or adverse biases, about the nature of  
26 capitalism in general, and the free market operating in response to supply and  
demand?
17. Do you have any negative feelings about the ability of the government to  
regulate business?

- 1 18. Do you have any negative feelings about the ability of the government to  
2 protect the consumer?  
3 19. In general, do you think of yourself as easily taken advantage of in business  
4 transactions or purchases?  
5 20. In general, do you think of yourself as a careful and prudent shopper?  
6 21. Have you, any relative or any close friend ever filed for bankruptcy?  
7 22. Have you, any relative or any close friend ever gone through any other kind of  
8 difficult financial situation that affected one's credit rating, the ability to  
9 borrow money, make purchases on credit, or keep up with making timely  
10 payments?  
11 23. Do you believe there is anything unfair about paying a broker – whether it be a  
12 real estate, stock or mortgage broker – on a percentage basis for the broker's  
13 services ?

14 Dated this 4<sup>th</sup> day of June, 2007.

15   
16 Salvador A. Mungia, WSBA # 14807  
17 [smungia@gth-law.com](mailto:smungia@gth-law.com)

18 Stephanie Bloomfield, WSBA #24251

19 [sbloomfield@gth-law.com](mailto:sbloomfield@gth-law.com)

20 GORDON, THOMAS, HONEYWELL,

21 MALANCA PETERSON & DAHEIM

22 1201 Pacific Avenue, Suite 2100

23 Tacoma, WA 98402

24 (253) 620-6500 (Telephone)

25 Mitchel H. Kider

26 Donald C. Brown, Jr.

WEINER BRODSKY SIDMAN KIDER, PC

1300 Nineteenth Street, N.W.

Washington DC 20036

(202) 628-2000 (Telephone)

Attorneys for Defendant NovaStar Mortgage, Inc.